



United States Government

**NATIONAL LABOR RELATIONS BOARD**  
**1015 Half Street SE**  
**WASHINGTON DC 20570**

March 20, 2017

Genaira L. Tyce  
Counsel for the General Counsel  
National Labor Relations Board  
Region 29  
Two Metro Tech Center – Suite 5100  
Brooklyn, NY 11201

**RE: Winthrop Management, Northwell Health, Inc.**  
**Case 29-CA-188433**

Dear Ms. Tyce:

This is in response to Counsel for the Regional Director's Reply to Northwell Health Inc.'s Response to the Regional Director's Opposition to Northwell Health Inc.'s Petition to Revoke Investigative *Subpoena Duces Tecum B-1-VCKVGL* filed on March 17, 2017.

As you are aware, on March 2, 2017, the Regional Director issued an Order transferring the Respondent's Petition to Revoke to the Board. That same day, the General Counsel also filed an opposition to the Respondent's Petition to Revoke. Subsequently, Respondent Northwell Health filed a response to the General Counsel's opposition. The Board's policy with respect to responses to motions is to permit the party that filed the original motion to file a reply to any opposition to the motion, just as a party filing exceptions under Sec. 102.46 is permitted to file such a brief. See Sec. 102.46(e). In consideration of the need for administrative finality, however, surreply briefs are generally not permitted, except by special leave of the Board. See *D. L. Baker Electric, Inc.*, 330 NLRB 521, fn. 4 (2002). Compare *Faurecia Automotive Seating*, 353 NLRB No. 5 (September 10, 2008). Here, no circumstances were presented warranting special leave. Accordingly, Counsel for the Regional Director's Reply to Northwell Health Inc.'s Response to the Regional Director's Opposition to Northwell Health Inc.'s Petition to Revoke Investigative *Subpoena Duces Tecum B-1-VCKVGL* cannot be forwarded to the Board for consideration.

Very truly yours,

/s/ Farah Z. Qureshi  
Associate Executive Secretary

cc: Parties